

**REMARKS**

Claims 1-13 and 15-24 are currently pending in this application. Claims 1-9 and 16-18 are withdrawn from consideration by the Examiner as being drawn to non-elected embodiments. Claim 14 has been canceled without prejudice or disclaimer. Claims 10 and 19 are amended herein to recite, "an amino acid chosen from glycine,  $\alpha$ - or  $\beta$ -alanine,  $\alpha$ -,  $\beta$ -, or  $\gamma$ -aminobutyric acid, lysine, valine, asparagine, and glutamic acid." Support for that amendment can be found in the specification in the paragraph bridging pages 7-8. Thus, no new matter has been added.

**INTERVIEW SUMMARY**

Applicants thank Examiner Rooke and her supervisor, Examiner Carlson, for granting an in-person interview on May 29, 2007. At the interview, Applicants presented the substance of currently amended claims 10 and 19 and Examiners Rooke and Carlson indicated that this type of amendment would overcome the outstanding 35 U.S.C. § 112 ¶ 1 enablement rejection of those claims.

Also at the interview, Examiners Rooke and Carlson brought to Applicants' attention an English-language abstract of the following German-language reference: Heimburger, N., et al, "Factor VIII Concentrate, Highly Purified and Heated in Solution," *Arzeimittelforschung*, 31(4):619-22 (1981) ("*Heimburger*"). They indicated a translation of the complete reference into English had been requested but was not yet available. Applicants have read the German-language version of the article and believe that the instant invention is patentable over *Heimburger* because *Heimburger* fails to teach a concentrate of a factor VIII:C-containing von Willebrand factor (vWF/FVIII:C) in which

the ratio of von Willebrand factor ristocetin cofactor activity (vWF:RCoF) to von Willebrand factor antigen (vWF:Ag) is greater than one, as required by the currently pending claims. Applicants would be happy to supply the Examiner with a calculation of the above-mentioned ratio using the information provided in *Heimburger* once we have an English-language version of the article.

Accordingly, Applicants respectfully request that the amendments to claims 10 and 19 be entered, the enablement rejection be withdrawn, and timely allowance of the pending claims. If, however, the Examiners believe that the instant invention is anticipated by *Heimburger*, Applicants respectfully request that before a new Office Action is issued, the Examiners provide Applicants with an English-language version of the *Heimburger* article and the opportunity to demonstrate the calculation of the vWF:RCoF to vWF:Ag ratio using the information provided therein. After such time, if the Examiners continue to dispute the patentability of the claims, Applicants respectfully request that the finality of the Office Action dated May 2, 2007, be withdrawn and a non-final Office Action be issued.

### **CONCLUSION**

Applicants respectfully request that this Amendment under 37 C.F.R. § 1.116 be entered by the Examiner, placing claims 10-13, 15, and 19-24 in condition for allowance. Applicants submit that the proposed amendments of claims 10 and 19 do not raise new issues or necessitate the undertaking of any additional search of the art by the Examiner, since all of the elements and their relationships claimed were either

earlier claimed or inherent in the claims as examined. Therefore, this Amendment should allow for immediate action by the Examiner.

Applicants also submit that the entry of the amendment would place the application in better form for appeal, should the Examiner dispute the patentability of the pending claims.

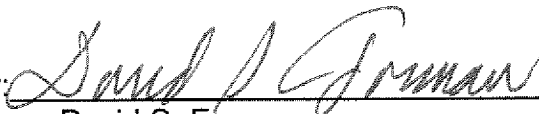
In view of the foregoing remarks, Applicants submit that this claimed invention is neither anticipated nor rendered obvious in view of the prior art references cited against this application. Applicants therefore request the entry of this Amendment, the Examiner's reconsideration and reexamination of the application, and the timely allowance of the pending claims.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account No. 06-0916.

Respectfully submitted,

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